

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF TELECOMMUNICATIONS AND ENERGY**

In the Matter of the Slamming Complaint of Robert Pitty,
Telephone Number 781-331-0680

D.T.E. 03-04-13

**MOTION FOR DEFAULT JUDGMENT OF SPRINT COMMUNICATIONS
COMPANY L.P.**

Sprint Communications Company L.P. ("Sprint") respectfully moves the Department of Telecommunications and Energy ("Department") to approve this Motion for Default Judgment on behalf of Sprint Communications Company L.P. ("Sprint"). In support of this Motion, Sprint states as follows:

1. On December 10, 2002, Ms. Christina Pitty signed a Letter of Agency ("LOA") for Residential long Distance authorizing Sprint to become her new provider of long distance and/or local toll service for telephone number 781-331-0680. A copy of the signed LOA is attached.
2. On March 24, 2003, Robert L. Pitty, Jr. filed a Customer Complaint Form with the Department alleging that his 19 year old daughter purchased a Sprint wireless telephone and "unknowingly" switched their home phone (781-331-0680) services from AT&T to Sprint.
3. By Letter dated June 13, 2003, the Department notified Sprint that Mr. Pitty was challenging the validity of the LOA and requested a hearing before the Department.
4. By Notice of Hearing for Slamming Complaint dated July 1, 2003, Sprint

received notice of a hearing scheduled for Wednesday, July 9, 2003 at 2:00 p.m. at the Department.

5. Sprint's representative attended the hearing, and Sprint was prepared to introduce evidence confirming that Ms. Christina Pitty signed an LOA authorizing Sprint to become her new provider of long distance and/or local toll service for telephone number 781-331-0680.
6. The Complainant did not appear at the hearing.
7. Sprint respectfully requests the Department to approve this Motion for Default Judgment, dismiss this complaint, and approve Sprint's plan to re-bill the total unpaid charges of \$32.34 representing the first thirty days of service for this account.

Respectfully submitted,

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July 9, 2003

LIT 1408526v1